

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rieveley

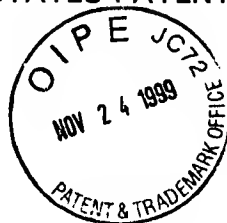
Application No.: 08/804,903

Filed: February 24, 1997

For: METHOD AND COMPOSITION FOR
THE TREATMENT OF DIABETES

Examiner: K. Weddington

Date: November 19, 1999



Examining Group 1614

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on November 19, 1999 as First Class Mail in an envelope addressed to: BOX XXXX FEE AMENDMENT ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON D.C. 20231.

William D. Neuman
Attorney for Applicant

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

TO THE ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

This responds to the restriction requirement dated October 19, 1999. This response is being filed within one month from the mailing of the restriction requirement, therefore no extension fee is required. Applicants provisionally elect the species insulin (whether administered orally by ingestion or injected), with traverse, or if required provisionally elect species a) injectable insulin, with traverse. Applicants request that the Examiner consider the following amendments and remarks and withdraw or modify the requirement for restriction.

Please amend the claims as follows:

4.16 (Amended) A method for the treatment of diabetes mellitus comprising administering to a person afflicted with diabetes mellitus a therapeutic amount of an insulin sensitizer with a therapeutic amount of an anti-diabetic agent. [a drug selected from the group consisting of:

- Granted*
- (a) an orally ingestible insulin;
 - (b) an injectable insulin;

11/29/1999 NPRASASD 00000006 09804903

01 FC:202
02 FC:203

39.00 OP
81.00 OP

Page 1 of 5

22

C